

## **IC 12-20-27**

### **Chapter 27. Recovery From Estate of Poor Relief Recipient**

#### **IC 12-20-27-1**

##### **Filing claims**

Sec. 1. (a) Subject to IC 12-20-11-5(b), a township trustee who, as administrator of poor relief, furnishes poor relief assistance, may file a claim against the estate of a poor relief recipient who:

- (1) dies, leaving an estate; and
- (2) is not survived by a:
  - (A) spouse;
  - (B) disabled adult dependent; or
  - (C) dependent child less than eighteen (18) years of age;

for the value of poor relief assistance given the recipient before the recipient's death.

(b) For purposes of this section, the estate of a poor relief recipient includes any money or other personal property in the possession of a coroner under IC 36-2-14-11.

*As added by P.L.2-1992, SEC.14. Amended by P.L.51-1996, SEC.71.*

#### **IC 12-20-27-1.5**

##### **Repayment of benefits provided during interim period**

Sec. 1.5. (a) As used in this section, "interim period" means the period:

- (1) beginning when a township trustee obtains from a poor relief applicant or member of the applicant's household an agreement or authorization described in subsection (b); and
- (2) ending when the poor relief applicant or member of the applicant's household receives the judgment, compensation, or monetary benefit or leaves the household.

(b) Subject to IC 12-20-11-5(b), if a township trustee, as administrator of poor relief, anticipates that a poor relief applicant or a member of the applicant's household is likely to receive a judgment, compensation, or a monetary benefit from a third party, the township trustee may require the applicant or the affected member of the applicant's household to:

- (1) enter into a subrogation agreement; or
- (2) sign a Social Security Administration's reimbursement authorization;

for the repayment of any poor relief benefits provided by the township during the interim period. A subrogation agreement authorized under subdivision (1) may only require repayment of interim benefits provided to the applicant or to the applicant's dependents who were members of the household to which poor relief benefits were paid.

*As added by P.L.51-1996, SEC.72.*

#### **IC 12-20-27-2**

##### **General claim status**

Sec. 2. A claim filed against the estate of a poor relief recipient

under IC 12-2-14 (before its repeal) or this chapter shall be filed and allowed as a general claim.

*As added by P.L.2-1992, SEC.14.*